

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

MARY KRAMER,	:	
Plaintiff	:	CIVIL ACTION NO. 3:18-1340
v.	:	JUDGE MANNION
MAUCH CHUNK TRUST COMPANY,	:	
Defendant	:	

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) defendant's motion to dismiss, **(Doc. 9)**, plaintiff's amended complaint, **(Doc. 7)**, for failure to a claim pursuant to [Fed.R.Civ.P. 12\(b\)\(6\)](#) is **GRANTED IN PART** and **DENIED IN PART**;
- (2) defendant's motion to dismiss plaintiff's disability discrimination claim under the ADAAA, Count I, is **DENIED** and, this claim will **PROCEED**;
- (3) defendant's motion to dismiss plaintiff's age discrimination claim under the ADEA, Count II, is **GRANTED** and, this claim is **DISMISSED WITH PREJUDICE**;
- (4) defendant's motion to dismiss plaintiff's common law wrongful discharge claim, Count III, is **GRANTED** and, this claim is **DISMISSED WITH PREJUDICE**; and

(5) defendant is directed to file its answer to plaintiff's disability discrimination claim, Count I of the amended complaint, **on or before July 26, 2019.**¹

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: July 10, 2019

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¹By separate Order, the court will schedule the case management conference.